

TON  
IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA ex rel. : CIVIL ACTION  
BRUCE BOISE, et al. : NO. 08-287  
: FILED  
OCT - 9 2014  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA  
: *[Handwritten signature]*  
V. :  
: *[Handwritten signature]*  
CEPHALON, INC., et al. :  
:

**ORDER**

AND NOW, this 9th day of October, 2014, upon consideration of the motion to dismiss by defendant Cephalon, Inc. (Dkt. No. 78) and plaintiffs' response (Dkt. No. 89), and consistent with the accompanying memorandum of law, it is ordered that Cephalon's motion is DENIED with regard to the Fentora and Nuvigil claims of Augustine and Dufour and STAYED with regard to plaintiffs' Provigil claims pending the resolution of U.S. ex rel. Carter v. Halliburton Co., 710 F.3d 171 (4th Cir. 2013), cert. granted, 134 S. Ct. 2899 (2014). The parties are directed to advise me promptly of the Supreme Court's final decision in that matter.

*TON*  
THOMAS N. O'NEILL, JR., J.

ENTERED  
OCT - 9 2014  
CLERK OF COURT  
10/9/14 Maed

SC:Legal